

**CITY OF LONG BEACH
CITY COUNCIL AGENDA**

**TUESDAY, JANUARY 2, 2007
COUNCIL CHAMBER, 5:00 PM**

Bonnie Lowenthal, Vice Mayor, 1st District
Suja Lowenthal, 2nd District
Gary DeLong, 3rd District
Patrick O'Donnell, 4th District

Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk



Bob Foster, Mayor

Gerrie Schipske, 5th District
Vacant, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, 9th District

Robert E. Shannon, City Attorney

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY CLERK

Opportunity to address the City Council (on non-agenda items) is given to the first 10 persons who submit Speaker Cards to the City Clerk beginning at 15 minutes prior to 5:00 p.m. Each speaker is allowed three minutes to make their comments.

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

CONSENT CALENDAR: (1 - 8)

1. 06-1388 Recommendation to receive and file report regarding trip to Austin, Texas to attend a demonstration of Hart InterCivic "Vote Tally System."
Office or Department: VICE MAYOR BONNIE LOWENTHAL,
COUNCILMEMBER, FIRST DISTRICT

Suggested Action: Approve recommendation.

2. 06-1391 Recommendation to authorize City Attorney to pay the sum of \$8,250 in full settlement of lawsuit entitled *Southern California Edison Company v. City of Long Beach*, Case No. 06C00198.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

3. 06-1385 Recommendation to refer to City Attorney damage claims received between December 14, 2006 and December 28, 2006.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.
4. 06-1376 Recommendation to receive and file the application of YHB Long Beach LLC, dba Holiday Inn Long Beach Airport, for a person-to-person transfer of an Alcoholic Beverage Control License, at 2640 Lakewood Boulevard, with existing conditions. (District 5)
Office or Department: POLICE

Suggested Action: Approve recommendation.
5. 06-1377 Recommendation to request City Attorney to accept an easement deed for the widening of Liberty Court adjacent to 120 Linden Avenue. (District 2)
Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.
6. 06-1378 Recommendation to authorize City Manager to execute an Assignment Consent Agreement for Facility/Pipeline Permit Supplement No. S-107-84 from Lomita Gasoline Company, Inc., to Elliott Ten Eyck Limited, in accordance with Section 15.44.220, Permit-Transfer, of the City of Long Beach Municipal Code. (District 3)
Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

7. 06-1379 Recommendation to accept grant funding in the amount of \$550,000 from the State Water Resources Control Board (SWRCB) and increase appropriations in the Capital Projects Fund (CP 201) in the Department of Public Works (PW) by \$550,000; and

Adopt resolution authorizing City Manager to execute all documents necessary to enter into an agreement with the SWRCB for Proposition 40 Urban Stormwater Program grant funding for the installation of a trash net system in the forebay of the City's pump station 13 along the Los Angeles River in an amount not to exceed \$550,000. (District 9)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

8. 06-1375 Recommendation to receive and file minutes of:
Harbor Commission - December 11, 2006.
Parks and Recreation Commission - November 16, 2006.
Water Commission - December 7, 2006.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

9. 06-1383 Recommendation to adopt resolution declaring a vacancy in the office of: Member of the City Council for the Sixth Council District and ordering, calling, providing for and giving notice of a Special Municipal Election to be held in the Sixth Councilmanic District in the City of Long Beach on Tuesday, the 1st day of May, 2007, for the purpose of filling the Office of Member of the City Council for Sixth Councilmanic District for the remainder of the term of office terminating on the 3rd Tuesday of July 2008; and

(Item 9 continued on next page)

06-1384 Adopt resolution requesting the Board of Supervisors of the County of Los Angeles to render specified services to the City relating to the conduct of a Special Municipal Election to be held on Tuesday, May 1, 2007. (District 6)

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

10. 06-1386 Recommendation that the City Council receive and file the certification of the referendum petition regarding the Superstore Ordinance No. ORD-06-0040; and approve one of the following three alternative actions, as required by the California Elections Code and the Long Beach City Charter, to either:

[1] Request City Attorney to prepare an ordinance which repeals Ordinance No. ORD-06-0040; or

[2] Request City Attorney to prepare a resolution calling for a special election to consider the re-adoption of Ordinance No. ORD-06-0040; or

[3] Request City Attorney to prepare a resolution placing the question of the re-adoption of Ordinance No. ORD-06-0040 on the ballot for the regularly scheduled election on June 3, 2008." (Citywide)

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

11. 06-1387 Recommendation that the City Council: [1] receive the City Clerk Department's transmittal of a Mayoral veto of an Ordinance of the City Council of the City of Long Beach amending the Long Beach Municipal Code by adding Chapter 16.58 relating to labor peace agreements for hotels on City-owned property; and [2] determine whether within 30 days of December 22, 2006 to override the veto. (Citywide)

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

12. 06-1380 Recommendation to receive and file the application of Alma Patricia Tiznado, dba Las Islitas Restaurant, for an original Alcoholic Beverage Control License, at 1585 Santa Fe Avenue, with conditions. (District 1)

Office or Department: POLICE

Suggested Action: Approve recommendation.

13. 06-1381 Recommendation to authorize City Manager to execute the First Amendment to Contract No. 29217 with General Physics Corporation to install an additional 15,000-gallon above ground liquefied natural gas bulk storage vessel in an estimated amount of \$775,000. (District 5)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

ORDINANCES:

14. 06-1305 Recommendation to declare ordinance extending the Downtown Dining and Entertainment District Pilot Program through March 31, 2007, read and adopted as read. (Districts 1,2)

Office or Department: FINANCIAL MANAGEMENT; POLICE

Suggested Action: Approve recommendation.

15. 06-1324 Recommendation to declare ordinance pre-zoning the area for General Industrial and Public Right-of-Way uses for the purpose of annexation of Rancho Dominguez/Alameda Industrial Area and Will Johnson Reservoir Property read and adopted as read. (Citywide)

Office or Department: PLANNING COMMISSION; PLANNING AND BUILDING

Suggested Action: Approve recommendation.

16. 06-1342 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Chapter 10.28 and Section 10.30.020; and by adding Section 10.38.140, exempting holders of veteran's license plates from certain parking fees read and adopted as read. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

NEW BUSINESS:

New Business items are additions to the City Council Agenda subsequent to the posting of the agenda on Thursday afternoon.

17.

18.

19.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity is given to those members of the public who have not addressed the City Council on non-agenda items. Each speaker is limited to three minutes unless extended by the City Council.

STANDING COMMITTEE REMINDERS:

Tuesday, January 2, 2007 – Economic Development and Finance Committee (Attorney/Client) at 1:30 P.M., Council Lounge.

Tuesday, January 2, 2007 – Charter Amendment Committee at 4:00 P.M., Council Chamber.

Tuesday, January 9, 2007 – Charter Amendment Committee at 3:00 P.M., Council Chamber.

Tuesday, January 9, 2007 – Housing Authority at 4:30 P.M., Council Chamber.

HEARING REMINDERS:

January 9, 2007 – Continued hearing for Hush On Pine, Inc., dba Hush, 217 Pine Avenue, for a Permit for Entertainment With Dancing by Patrons at an existing restaurant. (District 2)

January 9, 2007 – Hearing for approval of amendments to the General Plan from LUD No. 1 and No. 8A to LUD No. 7, Mixed Uses; and amendments to the Atlantic Avenue Planned Development District (PD-25); zone changes from single-family residential (R-1-N) and Community Automobile-Oriented (CCA) to the Atlantic Avenue Planned Development District (PD-25). (District 6)

January 9, 2007 – Hearing for consideration of an appeal of the Planning Commission's decision to approve a Conditional Use Permit to allow the operation of a commercial child care center with a total of thirty-one children and a Standards Variance for two required onsite parking spaces at 85 W. Del Amo Boulevard (Case No. 0602-06). (District 8)

NOTE:

An agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Dept., City Hall Plaza Level, 333 W. Ocean Blvd., Long Beach, CA 90802.

The City Council agenda and supporting documents are available on the Internet at www.longbeach.gov. Persons interested in obtaining an agenda via e-mail should subscribe to the City of Long Beach E-Notify System at <http://www.longbeach.gov/enotify/default.asp>.

Agenda items may also be reviewed in the City Clerk Department or the Plaza Level Information Desk of the Main Library and at Branch Libraries.

If language interpretation for non-English speaking persons is desired or if a special accommodation is desired pursuant to the Americans with Disabilities Act, please make your request by phone to the City Clerk Department at (562) 570-6101, by 12 noon Monday, the day prior to the Council meeting.

E-Mail correspondence regarding agenda items can be directed to cityclerk@longbeach.gov.

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